

FIRST UNION RAIL

One O'hare Centre
6250 River Rd, Suite 5000
Rosemont, IL 60018

Tel 847.318.7575
Fax 847.318.7588
www.firstunionrail.com
April 17, 2012

Chief, Section of Administration
Office of Proceedings
Surface Transportation Board
395 E Street, S.W., Suite 100
Washington, DC 20423-0001
Attn: Recordation of Railroad Equipment

Re: Memorandum of Lease Agreement

Dear Section Chief:

Enclosed for recordation pursuant to the provisions of 49 U.S.C. Section 11301(a) are two (2) originals and one (1) copy of a Memorandum of Lease Agreement, dated March 12, 2012, a secondary document as defined in the Board's Rules for the Recordation of Documents. The enclosed document relates to the Memorandum of Lease which was duly filed with the Surface Transportation Board on this date as Recordation Number _____.

The names and addresses of the parties to the enclosed document are:

Lessor: First Union Rail Corporation
One O'Hare Centre
6250 River Road, Suite 5000
Rosemont, IL 60018

Lessee: Argos Cement LLC
12735 Morris Rd Extension
Suite 300
Alpharetta, GA 30004

A description of the railroad equipment covered by the enclosed document is for two (2) hopper cars having FURX marks (see Exhibit A for car numbers).

A short summary of the document to appear in the index follows: Memorandum of Lease Agreement

Also enclosed is a check in the amount of \$41.00 payable to the order of the Surface Transportation Board covering the required recordation fee. Kindly return one (1) stamped original of the enclosed document to the undersigned along with the additional copies.

If you have any questions or concerns regarding the above-referenced matter, please feel free to contact me at (847) 384-5397. Thank you for your cooperation in this matter.

Sincerely,


Marcia Dunne
Senior Documentation Specialist

Enclosures

(ARGO004)

VIA UPS 2ND DAY AIR

RECORDATION NO. 30181-A

APR 19 '12 -2 41 PM

SURFACE TRANSPORTATION BOARD

APR 19 '12 -2 41 PM

ASSGN. NO.: ARGO004

MEMORANDUM OF LEASE

~~SURFACE~~ ~~INTERIOR~~ ~~UNION~~ ~~BOND~~

12th THIS MEMORANDUM OF LEASE (the "Memorandum") is made and entered into as of this the 12th day of March, 2012, by and between First Union Rail Corporation ("Lessor"), a North Carolina corporation, and Argos Cement LLC ("Lessee"), a Delaware corporation.

WITNESSETH:

The undersigned Lessor and Lessee have entered into that certain Lease Agreement (the "Lease"), dated as of January 23, 2012, whereby Lessor has agreed to lease to Lessee certain railcars pursuant to Rider No. 3 to the Lease (the "Rider"), as described in more particular on Exhibit A attached hereto, effective as of January 1, 2012, and subject to the terms, conditions and provisions of the above-mentioned Lease and Rider.

IN WITNESS WHEREOF, the parties hereto have each caused this Memorandum to be duly executed under seal by their respective officers duly authorized as of the date and year first above written.

LESSOR:

FIRST UNION RAIL CORPORATION

ATTEST:

By: [Signature]Name: JOHN J. THOMAS
PRESIDENTBy: Susan Grokulska

Title: _____

Name: SUSAN GROKULSKY
ASSISTANT DIRECTOR
Title: OF DOCUMENTATIONExecuted on this 12th day of March, 2012

[CORPORATE SEAL]

STATE OF ILLINOIS
COUNTY OF COOK

I, GEORGIA FREIBURGER, a Notary Public of the County and State aforesaid, certify that JOHN J. THOMAS personally appeared before me this day and acknowledged his/her due execution of the foregoing Memorandum of Lease.

WITNESS my hand and official stamp or seal, this 12th day of March, 2012[Signature]
Notary Public

My Commission Expires:

6-2012
(Notary Public)

LESSEE:

ARGOS CEMENT LLC

ATTEST:

By: 

Name: Eric Flesch

Title: President

By: 

Name: Mark C. Prybyla

Title: Assistant Secretary

Executed on this 1st day of March, 2017.

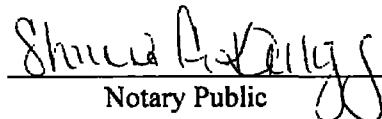
[CORPORATE SEAL]

STATE OF Georgia

COUNTY OF Cobb

I, Shunna G. Kellogg, a Notary Public of the County and State aforesaid, certify that Eric Flesch personally appeared before me this day and acknowledged his/her due execution of the foregoing Memorandum of Lease.

WITNESS my hand and official stamp or seal, this 1st day of March, 2017.


Notary Public

Commission Expires:

July 27, 2015
(Notary Public)

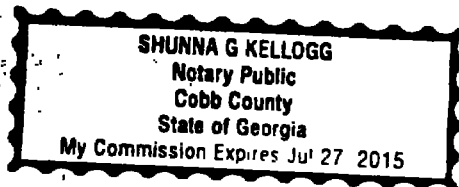


EXHIBIT A
to
MEMORANDUM OF LEASE

NUMBER OF CARS: Two (2)

DESCRIPTION OF CARS: Covered hopper cars.

CAR NUMBERS: FURX 892501 and FURX 892510.